

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

FILED

99 JUL 30 PM 5:14

U.S. DISTRICT COURT  
N.D. OF ALABAMA

MICHAEL E. ARRINGTON, )

Plaintiff, )

vs. )

CIVIL ACTION NUMBER

ENTERED

AUG 02 1999

SAMFORD UNIVERSITY; LT. )

98-C-2447-S

SLOAN; CHIEF GRAVES; MARILYN )

GAVIN, )

Defendants. )

MEMORANDUM OPINION

The defendant Samford University has moved for summary judgment on plaintiff Michael E. Arrington's race discrimination claim.

The undisputed evidence is that the plaintiff was discharged near the end of his probationary period. Although the plaintiff may have established a prima facie case, he has submitted no evidence to establish that the defendants' articulated reasons for his discharge (lack of attendance and tardiness) were pretextual.

Accordingly, the defendants' motion for summary judgment is due to be granted.

DONE this 30<sup>th</sup> day of July, 1999.



UNITED STATES DISTRICT JUDGE  
U. W. CLEMON